

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
NYP HOLDINGS, INC. D/B/A NEW YORK POST,

Plaintiff,

ANSWER

Case No. 07 CIV 5580

-against-

NEW YORK NEWSPAPER PRINTING PRESSMEN'S
UNION LOCAL NO. 2 AND CHRISTOPHER
CAPANELLI,

Defendants.
-----X

Defendant New York Newspaper Printing Pressmen's Union, Local No. 2, International Brotherhood of Teamsters ("the Union"), by its attorneys, Levy Ratner, P.C., answers Plaintiff's Complaint as follows

1. Admits the allegations contained in paragraphs numbered "1" through and including "9" and "14" through and including "17" of the Complaint and that Exhibit "A" annexed to the Complaint is a true and complete copy of an Opinion and Award of Arbitrator Barbara Zausner concerning the dispute over Plaintiff's discharge of defendant Christopher Capanelli (referred to here as the "Arbitrator's Award").

2. Denies the allegations contained in paragraphs numbered "10" through and including "13" of the Complaint to the extent that they are inconsistent with the factual findings of Arbitrator's Award which are final and binding under the collective bargaining agreement between Plaintiff and the Union and respectfully refer the Court to the Arbitrator's Award for her findings concerning the allegations.

AFFIRMATIVE DEFENSE

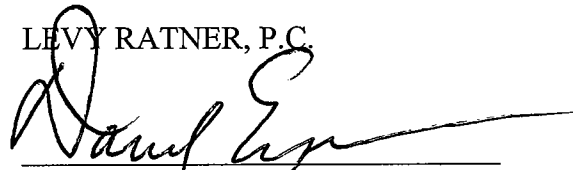
3. The Arbitrator's Award directed that Plaintiff reinstate Christopher Capanelli and make him whole for the time he was out of work. The Post reinstated Christopher Capanelli. Thereafter Plaintiff and the Union, with the consent of Christopher Capanelli, reached a settlement as to the monies due under the Arbitrator's Award.

4. As the Arbitrator's Award is final and binding, and any dispute over implementing the award has been resolved, the only relief to which the Union is a party in this litigation is the entry of judgment confirming that Award.

WHEREAS, other than for purposes of entering judgment confirming the Arbitrator's Award based upon the pleadings, the Complaint, as it relates to the Union, should be dismissed.

Dated: June 29, 2007
New York, New York

LEVY RATNER, P.C.



By: Daniel Engelstein (DE2499)
Attorneys for the Union
80 Eighth Avenue
New York, New York 10011
(212) 627-8100
(212) 627-8182 (fax)

TO: Hogan & Hartson, LLP
875 Third Avenue
New York, NY 10022

Christopher Capanelli
20 Coconut Drive
Commack, NY 11725

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Defendants.

ANSWER

LEVY RATNER, P.C.

*Attorneys for New York Newspaper Printing
Pressmen's Union Local No. 2*

80 Eighth Avenue, 8th Floor

New York, N.Y. 10011-5126

(212) 627-8100

Due and timely service is hereby admitted.

New York, N.Y., 20. . .

.....Esq.

Attorney for